



To: MUIRFIELD DESIGN CONTROL COMMITTEE

Application for: **Hot Tub or Spa**

Date: _____ Lot #: _____ Phase # _____

Name: _____ Address: _____

Phone: _____ Email: _____

This application is presented to the Muirfield Design Control Committee (MDCC) to request approval for proposed changes to my home. I understand that the Committee meets regularly, that they may take up to 30 days to respond to this request and will respond sooner, if possible. To expedite the process, please find enclosed 2 copies of this application, all relevant details and the design review fee. One copy of this application will be kept on file at the Association office and the other will be returned to me. I understand that approval is granted on a case-by-case basis. Pertinent parts of this application include:

- Site plan showing location and dimension of the hot tub or spa and distance from property lines
- Materials to be used to screen the unit from views
- Written commitment that all safety features, precautions and environmental protections will stay in place and in working order at all times
- Verification of liability insurance in the amount of \$2,000,000 or more. Signed Hold Harmless Agreement *(attached to this document)*
- Photos showing the location of installation. Hot tubs/Spas must be placed upon or within a deck, patio or other location that integrates with the building structure
- A brochure showing the proposed hot tub or spa
- Design Review fee payment of \$50.00
- Expected Date of Completion _____

My signature below certifies my commitment to comply with all the requirements as outlined above and in the bylaws.

Owner Signature: _____ Date: _____

RELEASE AND ASSUMPTION OF RISK

Re: Hot Tub or Spa

The undersigned, _____ has made application for the approval of a hot tub or spa to the Muirfield Design Control Committee of the Muirfield Association, Inc. The undersigned acknowledges that there are inherent dangers in the possession and use. Despite these risks the undersigned has decided to proceed with the acquisition and/or purchase of the same. In consideration of the approval of this use, the undersigned agrees that the undersigned will assume all risk inherent in the possession or use of the hot tub/spa and shall be liable for any damages incurred as a result of said use to themselves and to any other person or persons, whether they are members of the undersigned family or not. It is specifically agreed that the undersigned will indemnify and hold the Muirfield Association, Inc., Board of Directors and the Muirfield Design Control Committee harmless from any liability asserted by any person, individual or entity as a result of any injuries or damages suffered by virtue of the possession or use on the undersigned's premises.

MY SIGNATURE BELOW CERTIFIES MY COMMITMENT THAT ALL SAFETY FEATURES, PRECAUTIONS AND ENVIRONMENTAL PROTECTIONS WILL STAY IN PLACE AND IN WORKING ORDER AT ALL TIMES.

Printed Name: _____ Lot: _____

Signature: _____ Date: _____

Address: _____

MUIRFIELD ASSOCIATION, INC.
GUIDELINES FOR HOT TUB OR SPA INSTALLATION

Hot Tub or spa equipment installed on the exterior of the house must compliment the home. Hot tubs or spas must be located on or within a patio or deck that integrates with the house and the size must be appropriate to the location. The hot tub or spa must be screened. Aesthetics, privacy and noise pollution must be considered. Screening materials may consist of lattice, trellis, tall landscape elements or other approved material that can buffer noise and block views. Noise, whether from the hot tub itself or from those using it, must not cause disturbance to neighboring homes.

This guide sheet is designed to assist you in preparing to submit an application to the Muirfield Design Control Committee for your project. The following are required components:

1. Written approval from the Muirfield Design Control Committee must be obtained before installation begins.
2. Submit two complete applications including pertinent drawings, brochures, and color.
3. The application must include placement information. Hot tubs/Spas must be placed upon or within a deck, patio or other location that integrates it with the building structure.
4. The hot tub must be screened with fencing or another acceptable barrier such as lattice, trellis, tall landscape elements or other materials to buffer noise and block views.
5. If installed on a deck, the top of the hot tub can be no higher than the height of the deck railing.
6. If landscape elements are used for screening, identify all existing landscaping that may be removed as well as tall elements that will be added.
7. If fencing is used for screening, it must meet the fencing requirements and be maintained in good condition at all times.
8. Hot tubs/Spas must compliment the home in color and be appropriate in dimension with the selected location.
9. The hot tub cover must be an earth-toned color.
10. A Hold Harmless Agreement must be signed and on file at the Association office before approval can be given. The Hold Harmless Agreement is attached and made part of this application.
11. Provide design review fee payment of \$50.00.